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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 ALVIN HENNINGTON, JR.

11 Plaintiff,

12 v.

13 FEDERAL BUREAU OF
INVESTIGATION,

14 Defendant.
15

Civil No.08cv1033 JAH (LSP)

**ORDER DENYING PLAINTIFF'S
MOTION FOR ENTRY OF
DEFAULT JUDGMENT**

16 On July 7, 2008, Plaintiff filed a document entitled "Request for Entry of Court
17 Default Judgment. . ." Upon review of the document, it appears Plaintiff is seeking entry
18 of default judgment in the amount of \$600 million dollars and entry of a permanent
19 injunction.

20 This action, originally filed in Superior Court, was removed to the District Court
21 on June 10, 2008. Pursuant to this Court's order granting Defendant's application,
22 Defendant is required to answer or otherwise respond to the complaint no later than sixty
23 (60) days from the June 10, 2008 removal date. The date for filing an answer has not yet
24 passed. As such, entry of default judgment is not warranted. Additionally, Plaintiff has

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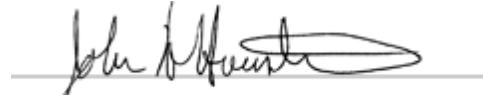
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1 not obtained entry of default prior to seeking entry of default judgment. His application
2 is therefore premature. See FED.R.CIV.P. 55.

3 DATED: July 18, 2008

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5 JOHN A. HOUSTON
6 United States District Judge
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